

**302 KAR 20:030. Authority to inspect, test, identify, remove and dispose of livestock and poultry.**

RELATES TO: KRS, 257.020, 257.030

STATUTORY AUTHORITY: KRS 246.210, 246.220, 257.010, 257.020, 257.030, 257.110

NECESSITY, FUNCTION, AND CONFORMITY: KRS 257.030(4) authorizes the Board of Agriculture to promulgate administrative regulations necessary to administer KRS Chapter 257. KRS 257.020(7) requires the board to regulate the importation, sale, use and distribution of products or material used in the diagnosis, treatment, or prevention of livestock diseases. This administrative regulation establishes the requirements for inspection, testing, identification, removal, and disposal of livestock and poultry to prevent the spread of infectious or communicable disease.

Section 1. After reasonable notice and upon suspicion of communicable disease that presents a risk to animal or public health, the State Veterinarian or the State Veterinarian's representative may enter upon any farm, stockyard, auction barn, or any other place where livestock or poultry are handled, for the purpose of testing the livestock or poultry for infectious or communicable diseases. The State Veterinarian may brand, tag, or otherwise identify the livestock or poultry found diseased and may, after reasonable notice and appraisal, remove and dispose of the livestock or poultry found to be diseased.

Section 2. The State Veterinarian or an authorized representative may enter any sale or exhibition premises for the purpose of surveillance testing. Surveillance testing may be done at sale and exhibition events for infectious or communicable diseases that present a risk to animal health or to public health.

(1) Testing may be done randomly.

(2) The owner of the animals shall provide premises of origin information on the species being tested, including the owner address and phone number.

(3) The owner of the animals shall not be responsible for any testing fees for a federal or state surveillance program.

(4) Test results shall be provided to the owner. (Agr: Ls. D. 20-1; 1 Ky.R. 738; eff. 5-14-75; 34 Ky.R. 382; 777; 1402; eff. 12-12-07.)